

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MAGISTRATE JUDGE NATHANAEL COUSINS

Case No. 3:12-cv-02022 NC

CASE NAME: **Daryelle Preston v. City of Oakland, et al**

NOTE FROM THE JURY

Note No. 1
Date 9/15/15
Time 10:48

1. The Jury has reached a unanimous verdict ()

or

2. The Jury has the following question:

1. Is Mrs Santana aware of any executive or managerial staff having input into the writing of their own job evaluation

Foreperson of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MAGISTRATE JUDGE NATHANAEL COUSINS

Case No. 3:12-cv-02022 NC

CASE NAME: **Daryelle Preston v. City of Oakland, et al**

NOTE FROM THE JURY

Note No. 2

Date 9-15-15

Time 12:09 pm

1. The Jury has reached a unanimous verdict ()

or

2. The Jury has the following question:

Usually a contract has a scope of work. You provided a draft report & not a final report. Why just a draft? ~~It~~ Did you get paid for the draft report?

Foreperson of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MAGISTRATE JUDGE NATHANAEL COUSINS

Case No. 3:12-cv-02022 NC

CASE NAME: **Daryelle Preston v. City of Oakland, et al**

NOTE FROM THE JURY

Note No. 3

Date 9.15.15

Time 12:10 pm

1. The Jury has reached a unanimous verdict ()

or

2. The Jury has the following question:

*Do you recall if the person ms.
Santana was speaking to was advised
that she was on speaker phone and if that there
were others in the room?*

Foreperson of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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NOTE FROM THE JURY

Note No. 4

Date 9-15-15

Time 2:15 pm

1. The Jury has reached a unanimous verdict ()

or

2. The Jury has the following question:

At the City of Oakland, how
are construction contracts / purchase
orders typically issued?

Do Council members have the
authority to issue them in
their Districts?

Foreperson of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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Case No. 3:12-cv-02022 NC

CASE NAME: **Daryelle Preston v. City of Oakland, et al**

NOTE FROM THE JURY

Note No. 5

Date 9-15-15

Time 2:22 pm

1. The Jury has reached a unanimous verdict ()

or

2. The Jury has the following question:

Did Mrs Santana ever say that there were other reasons to not pay Pulte then the three listed in the email?

was Mrs Santana waiting for contracts to be signed first?

Foreperson of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MAGISTRATE JUDGE NATHANAEL COUSINS

Case No. 3:12-cv-02022 NC

CASE NAME: **Daryelle Preston v. City of Oakland, et al**

NOTE FROM THE JURY

Note No. 6

Date 15 Sept 2015

Time 2:21

1. The Jury has reached a unanimous verdict ()

or

2. The Jury has the following question:

Did you send or receive emails
to /from other city employees
about city business using non-official
email accounts?

If so, with who?

Why did you use non-official
email?

Foreperson of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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Case No. 3:12-cv-02022 NC

CASE NAME: **Daryelle Preston v. City of Oakland, et al**

NOTE FROM THE JURY

Note No. 7

Date 9-15-15

Time 4:10 pm

1. The Jury has reached a unanimous verdict ()

or

2. The Jury has the following question:

Local 55 mov side letter extended the
paramedic Support Program by 30 days.
The program has a 3% premium pay.
Did the paramedic's in the program receive
3% premium pay for the additional 30 days?
Was there a budget adjustment made since
the side letter increased the cost?

Foreperson of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MAGISTRATE JUDGE NATHANAEL COUSINS

Case No. 3:12-cv-02022 NC

CASE NAME: **Daryelle Preston v. City of Oakland, et al**

NOTE FROM THE JURY

Note No. 8

Date 18 Sept 2015

Time 10

1. The Jury has reached a unanimous verdict ()

or

2. The Jury has the following question:

Would you continue your meetings with
Mr. Donellan during times when
the city was negotiating with
the Police Officers Association?
(or the union, if that's different
from the POA)

Foreperson of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MAGISTRATE JUDGE NATHANAEL COUSINS

Case No. 3:12-cv-02022 NC

CASE NAME: **Daryelle Preston v. City of Oakland, et al**

NOTE FROM THE JURY

Note No. 9

Date 16 Sept 2015

Time 11:15

1. The Jury has reached a unanimous verdict ()

or

2. The Jury has the following question:

Was the PSP ended, or continued?

*If it was ended — and if you know —
what is your best estimate of
how much the extensions cost the City?*

Foreperson of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MAGISTRATE JUDGE NATHANAEL COUSINS

Case No. 3:12-cv-02022 NC

CASE NAME: **Daryelle Preston v. City of Oakland, et al**

NOTE FROM THE JURY

Note No. 10

Date 9.16.15

Time 1:47

1. The Jury has reached a unanimous verdict ()

or

2. The Jury has the following question:

Did Ms. Preston know that her position as
D.E.R. was temporary and that there was
a Nation wide search going on to possibly
replace her?

Foreperson of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MAGISTRATE JUDGE NATHANAEL COUSINS

Case No. 3:12-cv-02022 NC

CASE NAME: **Daryelle Preston v. City of Oakland, et al**

NOTE FROM THE JURY

Note No. 11

Date 9/16/15

Time 1:47

1. The Jury has reached a unanimous verdict ()

or

2. The Jury has the following question:

is it your belief that Mrs Preston was let go because she completed the job she was hired to do, or she was fired?

Foreperson of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MAGISTRATE JUDGE NATHANAEL COUSINS

Case No. 3:12-cv-02022 NC

CASE NAME: **Daryelle Preston v. City of Oakland, et al**

NOTE FROM THE JURY

Note No. 12

Date 9/17/15

Time 10:18

1. The Jury has reached a unanimous verdict ()

or

2. The Jury has the following question:

The day Mrs Preston called Santana. You were in a meeting with her.

Did Mrs Preston call Mrs Santana on Santana's cell phone or desk phone.

Foreperson of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MAGISTRATE JUDGE NATHANAEL COUSINS

Case No. 3:12-cv-02022 NC

CASE NAME: **Daryelle Preston v. City of Oakland, et al**

NOTE FROM THE JURY

Note No. 13

Date 9/17/15

Time 10:20

1. The Jury has reached a unanimous verdict ()

or

2. The Jury has the following question:

Did you hear Mrs Santana say over the phone with Mrs Preston, that She (Santana) was in a meeting and on speaker phone?

Foreperson of the Jury

UNITED STATES DISTRICT COURT
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Case No. 3:12-cv-02022 NC

CASE NAME: **Daryelle Preston v. City of Oakland, et al**

NOTE FROM THE JURY

Note No. 14

Date 9-17-15

Time 1:54 pm

1. The Jury has reached a unanimous verdict ()

or

2. The Jury has the following question:

Is there reciprocity between CalPERS pension system and the City/County of San Francisco pension system - and if so was that calculation performed assuming Ms. Preston ~~re-directed~~ deposited her funds.

Foreperson of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MAGISTRATE JUDGE NATHANAEL COUSINS

Case No. 3:12-cv-02022 NC

CASE NAME: **Daryelle Preston v. City of Oakland, et al**

NOTE FROM THE JURY

Note No. 15

Date 9/17/15

Time 1:55 pm

1. The Jury has reached a unanimous verdict ()

or

2. The Jury has the following question:

Did you include the difference in costs regarding transportation. IE: Gas, Bridge fare, parking...

Foreperson of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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NOTE FROM THE JURY

Note No. 16

Date 9-18-15

Time 9:19 AM

1. The Jury has reached a unanimous verdict ()

or

2. The Jury has the following question:

1. How where you informed that you were an "At-will" employee?
- employment contract
 - offer letter
 - any other written document
 - ~~At-will form~~ - personal action form

Foreperson of the Jury

2. Does progressive discipline apply to Dept Heads or just to Managers at The City of Oakland.

UNITED STATES DISTRICT COURT
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MAGISTRATE JUDGE NATHANAEL COUSINS

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NOTE FROM THE JURY

Note No. 17

Date 9/18/15

Time 9:23

1. The Jury has reached a unanimous verdict ()

or

2. The Jury has the following question: 5

3 different, unrelated questions:

1. Did Mrs Preston have any input into the writing of her evaluation of 2012.
2. Did Mrs Preston apply for the same position that she was hired to fill on an interim basis?
3. Did Mrs Preston call ^{to} Santana's ~~room~~ cell or desk phone? And, did Mrs Santana inform Mrs Preston that her call was on speaker phone

Foreperson of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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CASE NAME: **Daryelle Preston v. City of Oakland, et al**

NOTE FROM THE JURY

Note No. 18

Date 18 Sept

Time 9:20

1. The Jury has reached a unanimous verdict ()

or

2. The Jury has the following question:

When you say that Barbara Parker added language to the RTC report about referring Councilwoman Brooks for possible prosecution, was that the bracketed language that has been shown to the jury, or some other language?

Foreperson of the Jury



United States District Court
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Judge Nathanael Cousins
Courtroom D, 15th Floor

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Note No. ~~18~~ 19

Date: 18 Sept 2015

Time: 11:33

Is it correct that a Step 3 grievance is a type of grievance, and not a stage of how a grievance is handled?

For example, could a ~~Step 2~~ Step 1 grievance mature into a step 2 grievance, or a step 2 grievance become a step 3 grievance?



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Note No.

~~20~~ ~~21~~ 20

Date:

18 Sept 2015

Time:

11:33

When ~~a~~^a grievance is filed,
how does it show what step
grievance it is? How does
the Union indicate this to the
City?



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Note No. 21

Date:

9-18-15

Time:

12:02

Why does the City of
Oakland not provide computer
equipment ~~to~~ to their
employee and require them
to purchase computer
equipment to do their jobs?
↑ working/functional



United States District Court
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Note No. 22

Date:

Time:

is it ~~comp~~ city policy to allow ~~computer~~ unsecured portable hard-drives and flash-drives in and out of secured facilities?

what type of security is in place to keep this portable data secure and untampered?



United States District Court
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Daryelle Lawanna Preston v. City Of Oakland, et al.

Note No. 23

Date: 9/18/15

Time: 2:25

How did you resolve the situation regarding the 20 union
reps in your office.

what were the actions you told them you would take?



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Daryelle Lawanna Preston v. City Of Oakland, et al.

Note No. 24

Date: 9-18-15

Time: 3:24 pm

II #4 - Does this amount assume
that Ms. Preston ~~is~~ would be receiving
an annual pension ^{from Cal PERS} while working at
San Francisco?



United States District Court
Northern District of California
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Daryelle Lawanna Preston v. City Of Oakland, et al.

Note No.

25

Date:

9/21/15

Time:

10:55

Are you now the "Employee Relations Director".

Did you apply for this position?



United States District Court
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Note No. 26

Date: 9/21

Time: 11:38

at the time of the 10/2 cell phone call
from Ms. Preston ... who of everyone was in
your office during the speaker phone conversation.
What was said by you and Mr. Preston?

~~what did the court~~

~~what did the court~~

UNITED STATES DISTRICT COURT
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Case Number: 3:14-cv-02022-NC

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NOTE FROM THE JURY

Note number: 28

Date: 9/23/2015

Time: ~~02:00~~ 2:12

1. The Jury has reached a unanimous verdict ☐

Or

2. The Jury has the following question:

if we were to award damages, do we have to pick
one of the expert witnesses calculations?

Or can we reduce the numbers.



Presiding Juror

UNITED STATES DISTRICT COURT
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NOTE FROM THE JURY

Note number: 29

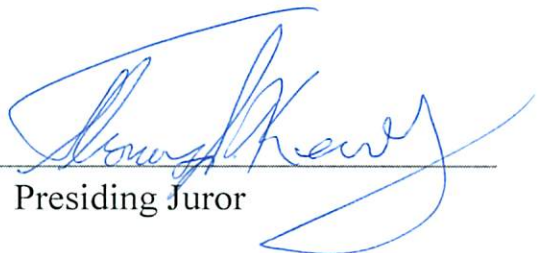
Date: 23 Sept 2015

Time: 3:12 pm

1. The Jury has reached a unanimous verdict ☒

Or

2. The Jury has the following question:


Presiding Juror